

ETC Annual Reporting Requirements 47 CFR §54.313(a)(2) through (a)(6) and (h)

Section 1: Certification Required For ALL Recipients of High Cost Support (ILECs and CETCs)

Section 54.313(a)(5)-(6) of the rules of the Federal Communications Commission ("FCC") requires Texas RSA 15B2 Limited Partnership d/b/a Five Star Wireless and d/b/a Right Wireless ("FSW" or the "Company") to be able to make certifications regarding service quality standards and consumer protection rules and the Company's ability to function in emergency situations. The Company makes these certifications below.

I, Mike Higgins, Jr., am an officer of FSW and hereby certify:

- That the Company is complying with applicable service quality standards and consumer protection rules.
- That the Company is able to function in emergency situations as set forth in §54.202(a)(2).¹

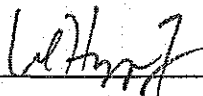
Name of Officer (Print):

Mike Higgins, Jr.

Title:

General Manager

Signature:



Date:

6/27/12

¹ Section 54.202(a)(2) requires ETCs that are designated by the Commission to "demonstrate its ability to remain functional in emergency situations, including a demonstration that it has a reasonable amount of back-up power to ensure functionality without an external power source, is able to reroute traffic around damaged facilities, and is capable of managing traffic spikes resulting from emergency situations."

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Section 2: State-Designated ETC Reporting

In its *Clarification Order*, the FCC required state-designated ETCs that are subject to a state requirement to report to the state some or all of certain information annually, to file a copy of any relevant information with the FCC in 2012.² Specifically, state-designated ETCs must file information concerning outages, unfulfilled requests, and complaints as required in Section 54.313(a)(2)-(4) of the FCC's rules if the state requires ETCs to report some or all of this data.

Texas RSA 15B2 Limited Partnership d/b/a Five Star Wireless and d/b/a Right Wireless is located in Texas. This state commission's rules do require state-designated ETCs to file an annual report containing some or all of the following information: information concerning outages, unfulfilled requests and/or complaints. Pursuant to the *Clarification Order*, below is the relevant information that the Company provided in its most recent annual report:

1. **§54.313(a)(2): Service Outages**
2. **§54.313(a)(3): Unfulfilled Service Requests**
3. **§54.313(a)(4): Service Complaints**

**Certification of Officer as to the Statements Made Above and Accuracy of Any Data Provided
Concerning Outages, Unfulfilled Requests, and/or Complaints**

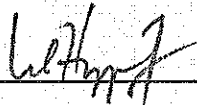
Name of Officer (Print):

Mike Higgins, Jr.

Title:

General Manager

Signature:



Date:

6/27/12

²Connect America Fund, WC Docket No. 10-90, *A National Broadband Plan for Our Future*, GN Docket No. 09-51, *Establishing Just and Reasonable Rates for Local Exchange Carriers*, WC Docket No. 07-135, *High-Cost Universal Service Support*, WC Docket No. 05-337, *Developing an Unified Intercarrier Compensation Regime*, CC Docket No. 01-92, *Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, *Lifeline and Link-Up*, WC Docket No. 03-109, *Universal Service – Mobility Fund*, WT Docket No. 10-208, Order, DA 12-147 (rel. Feb. 3, 2012) ("*Clarification Order*") at para. 10

1. My name is Mike Higgins, Jr. I am employed by FSW in the position of General Manager. In this position, I am personally familiar with the Federal Universal Service Fund ("FUSF") support received by the Company and how the Company uses these funds.
2. As a condition of being designated as an Eligible Telecommunications Carrier ("ETC") in Windstream Communications Kerrville, L.P. ("Windstream") rural telephone company study area and within certain non-rural telephone company wire centers of Verizon Southwest ("Verizon"), FSW made a number of commitments to demonstrate that its ETC designation was in the public interest. These commitments were designed to prove that FSW's ETC designation would bring benefits to the public that were above and beyond the *status quo*.
3. In regard to service availability, as a condition of ETC designation, FSW assumed the obligation to offer service to any customer within its designated service area. The Commission has previously determined the necessary steps that a wireless provider such as FSW must take in order to meet this obligation. The Company did not receive any request for service during 2010 that could not be met; however, the Company continues to add and replace tower equipment which allows the Company to increase data and voice capacity. All antenna upgrades were completed in 2010 with plans being made to install *UMTS/3G* Data Tower antennas on four towers during the fourth quarter 2011. Backhaul capacity to the switch was increased which allows for faster switch connections and fewer 'network busy' errors.
4. The Company continues to comply with the CTIA Consumer Code since being granted ETC designation in order to demonstrate that its ETC designation was in the public interest. Since becoming an ETC, the Company has adopted and is in compliance with the CTIA Consumer Code, therefore continuing to meet this requirement.
5. Finally, in regard to customer complaints, the Company committed to annually report the total number of complaints received, per 1,000 handsets. To the best of my knowledge, the Company has not had any complaints filed against it at either the FCC or the Commission since receiving ETC designation.